IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JAIPUR BENCH

S.B. CRIMINAL MISC. PETITION NO.1783/07

Laxmi Devi & Anr. **Versus** State & Ors.

DATE OF ORDER :: 22/10/2007

HON'BLE MR. JUSTICE AJAY RASTOGI

Mr. Poonam Chand Bhandari, for petitioners
Mr. Arun Sharma, Public Prosecutor for State

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Instant petition has been filed for quashing of FIR No.266/07 at Police Station Shivdaspura, Jaipur Rural, Jaipur for offence u/ss.420, 467, 468, 471 & 120-B IPC.

It has been alleged by complainant in FIR that by creating forged document, the land which belongs to him has been sold by registered sale deed in favour of Smt. Anju Saxena W/o Shri Rajendra Kumar Saxena and the petitioner has purchased the property in dispute from Smt. Anju Saxena by registered sale deed and petitioners have not been named in FIR – as such the same deserves to be quashed.

At the stage of FIR, this court has to examine whether any criminal offence is made out from perusal of FIR or not and after going through the FIR, this court finds that commission of offence is made out and it is for the

Investigating Officer to examine that who are the offenders who have committed offence.

Consequently, this court finds no merit in the misc. petition, the same stands dismissed at this stage. However, petitioner will be at liberty to raise objection, if any prejudicial action is taken at a later stage.

[AJAY RASTOGI],J.